

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Martin F. BACHMANN *et al.*

Appl. No.: 10/622,087

Filed: July 18, 2003

For: **Amyloid  $\beta$ 1-6 Antigen Arrays**

Confirmation No.: 5998

Art Unit: 1648

Examiner: Horning, Michelle S.

Atty. Docket: 1700.0350002/BJD/SJE

**Reply to Requirements for Restriction and Election of Species**

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

Sir:

In reply to the Office Action dated April 18, 2006, requesting an election of one invention to prosecute in the above-referenced patent application, Applicants hereby provisionally elect to prosecute the invention of Group I, represented by claims 1-28, 50 and 51. Applicants further elect for initial search and examination on the merits: species B, subgroup b14, a virus-like particle of RNA bacteriophage Q $\beta$ ; and species M, a covalent bond between the antigen and core particle. Claims 1-4, 6-8, 11-28, 50 and 51 read upon such a combination of species. Upon the identification of otherwise allowable subject matter in generic or linking claims, the Examiner is requested to examine the remaining nonelected species in accordance with 37 C.F.R. § 1.141(a).

This election of restriction Group and species is made *without traverse*, and without prejudice to or disclaimer of the other claims or inventions disclosed. Applicants reserve the right to prosecute nonelected claims in one or more divisional applications.

It is not believed that extensions of time are required, beyond those that may otherwise be provided for in accompanying documents. However, if additional

extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

A handwritten signature in black ink, appearing to read 'S. Elliott', is written over the printed name.

Simon J. Elliott, Ph.D.  
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Date: May 17, 2006

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